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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/588,544

08/07/2006

Toshiaki Kurachi

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52349

7590

11/10/2009

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EXAMINER

CHEN, JIANZI

ART UNIT

PAPER NUMBER

2821

MAIL DATE

DELIVERY MODE

11/10/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/588,544	<b>Applicant(s)</b> KURACHI ET AL.	
	<b>Examiner</b> Jianzi Chen	<b>Art Unit</b> 2821	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 06/30/2009.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-7 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-7 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)          | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

### DETAILED ACTION

1. Receipt is acknowledged of applicant's amendment filed on June 3, 2009.;  
Claims 1-7 are pending and an action on the merits is as follows.

#### ***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

**Claims 1-7** are rejected under 35 U.S.C. 102 (a)(e) as being anticipated by Shiba  
US Publication No. 2005/0093478 A1.

**As to claim 1**, Shiba discloses a dielectric barrier discharge lamp lighting device for driving a dielectric barrier discharge lamp having an inner electrode (4) and an external electrode (5, as shown in fig.3), comprising a transformer (T1, fig.9) that includes a primary coil and a secondary coil, and supplies a driving voltage to the dielectric barrier discharge lamp from the secondary coil (as shown in fig.9); and a driving circuit (comprising 10 and 21) that controls an input voltage to the transformer to supply the driving voltage with a driving frequency  $f_d$  (the frequency of P1 or P2) to the dielectric barrier discharge lamp, wherein a self-resonant frequency  $f_r$  of the secondary coil, which is measured with the primary coil of the transformer being open

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(S2 off), is equal to the driving frequency  $f_d$  or a frequency in the vicinity of the driving frequency  $f_d$  (as shown in fig.9).

**As to claim 2,** The dielectric barrier discharge lamp lighting device according to claim 1, Shiba further discloses wherein the self-resonant frequency  $f_r$  is set to satisfy  $0.9f_d \leq f_r \leq 1.3f_d$  (the frequency could be adjusted by pulse number judging circuit 16, as shown in fig.11, which could be set to this range).

**As to claim 3,** The dielectric barrier discharge lamp lighting device according to claim 1, Shiba further discloses wherein the self-resonant frequency  $f_r$  is set to satisfy  $0.95f_d \leq f_r \leq 1.25f_d$  (the frequency could be adjusted by pulse number judging circuit 16, as shown in fig.11, which could be set to this range).

**As to claim 4,** The dielectric barrier discharge lamp lighting device according to claim 1, Shiba further discloses wherein the self-resonant frequency  $f_r$  is set to satisfy  $1.0f_d \leq f_r \leq 1.2f_d$  (the frequency could be adjusted by pulse number judging circuit 16, as shown in fig.11, which could be set to this range).

**As to claim 5,** The dielectric barrier discharge lamp lighting device according to claim 1, Shiba further discloses wherein the driving voltage is a voltage having a substantially rectangular waveform (as shown in fig.9).

**As to claim 6,** The dielectric barrier discharge lamp lighting device according to claim 1, Shiba further discloses wherein the driving circuit includes a push-pull inverter (page 4, section 0050).

**As to claim 7**, The dielectric barrier discharge lamp lighting device according to claim 1, Shiba further discloses wherein the driving circuit includes a half-bridge inverter (page 4, section 0050).

### ***Response to Arguments***

3. Applicants' arguments have been fully considered but they are not persuasive. Applicants' argument on "prior art fails to disclose a self-resonant frequency" is not persuasive because a self-resonant frequency is a value of certain range frequency. Shiba in section 0050 states a different range of frequency could be used for his application, which could include self-resonant frequency.

### ***Conclusion***

**THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jianzi Chen whose telephone number is 5712705292. The examiner can normally be reached on Monday through Thursday 10:00- 5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Douglas W. Owens can be reached on 5712721662. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Jianzi Chen/  
Examiner, Art Unit 2821

/Douglas W Owens/  
Supervisory Patent Examiner, Art Unit 2821  
November 7, 2009